

(3) Whether it is likely that qualified offerors will compete for the contract.

PART 18—EMERGENCY ACQUISITIONS

Sec.

18.000 Scope of part.

18.001 Definition.

Subpart 18.1—Available Acquisition Flexibilities

- 18.101 General.
- 18.102 Central contractor registration.
- 18.103 Synopses of proposed contract actions.
- 18.104 Unusual and compelling urgency.
- 18.105 Federal Supply Schedules (FSSs), multi-agency blanket purchase agreements (BPAs), and multi-agency indefinite delivery contracts.
- 18.106 Acquisitions from Federal Prison Industries, Inc. (FPI).
- 18.107 Javits-Wagner O' Day (JWOD) specification changes.
- 18.108 Qualifications requirements.
- 18.109 Priorities and allocations.
- 18.110 Soliciting from a single source.
- 18.111 Oral requests for proposals.
- 18.112 Letter contracts.
- 18.113 Interagency acquisitions under the Economy Act.
- 18.114 Contracting with the Small Business Administration (The 8(a) Program).
- 18.115 HUBZone sole source awards.
- 18.116 Service-disabled Veteran-owned Small Business (SDVOSB) sole source awards.
- 18.117 Overtime approvals.
- 18.118 Trade agreements.
- 18.119 Use of patented technology under the North American Free Trade Agreement.
- 18.120 Bid guarantees.
- 18.121 Advance payments.
- 18.122 Assignment of claims.
- 18.123 Electronic funds transfer.
- 18.124 Protest to GAO.
- 18.125 Contractor rent-free use of Government property.
- 18.126 Extraordinary contractual actions.

Subpart 18.2—Emergency Acquisition Flexibilities

- 18.201 Contingency operation.
- 18.202 Defense or recovery from certain attacks.
- 18.203 Incidents of national significance, emergency declaration, or major disaster declaration.
- 18.204 Resources.

AUTHORITY: 40 U.S.C. 121(c); 10 U.S.C. chapter 137; and 42 U.S.C. 2473(c).

SOURCE: 71 FR 38248, July 5, 2006, unless otherwise noted.

18.000 Scope of part.

(a) This part identifies acquisition flexibilities that are available for emergency acquisitions. These flexibilities are specific techniques or procedures that may be used to streamline the standard acquisition process. This part includes—

(1) Generally available flexibilities; and

(2) Emergency acquisition flexibilities that are available only under prescribed circumstances.

(b) The acquisition flexibilities in this part are not exempt from the requirements and limitations set forth in FAR Part 3, Improper Business Practices and Personal Conflicts of Interest.

(c) Additional flexibilities may be authorized in an executive agency supplement to the FAR.

[71 FR 38248, July 5, 2006, as amended at 72 FR 46344, Aug. 17, 2007]

18.001 Definition.

Emergency acquisition flexibilities, as used in this part, means flexibilities provided with respect to any acquisition of supplies or services by or for an executive agency that, as determined by the head of an executive agency, may be used—

(a) In support of a contingency operation as defined in 2.101;

(b) To facilitate the defense against or recovery from nuclear, biological, chemical, or radiological attack against the United States; or

(c) When the President declares an incident of national significance, emergency declaration, or a major disaster declaration.

Subpart 18.1— Available Acquisition Flexibilities

18.101 General.

The FAR includes many acquisition flexibilities that are available to the contracting officer when certain conditions are met. These acquisition flexibilities do not require an emergency declaration or designation of contingency operation.